c/d 903 (2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATISGARH)

W. P. NO. 1732 OF 2004

PETITIONERS

1. The States University being A private University as Defined, established and Incorporated under CG Nizi Kshetra Vishwa Vidyalaya [Sthapna Aur Viniyaman] Adhiniyam, 2002, having its Office at Warehouse Road, Opposite Sales Tax Office, Bilaspur – 405 001, through Its Registrar [Incharge] Miss Neelima Pandey, aged about 30 yrs., The State University Bilaspur [Chhattisgarh]

2. Public Health Sciences Research Educational Organization, a Society Registered under Society Registration Act and duly Registered by the Registrar Firms & Societies bearing No. 2340/98, through its President S. Akeel Husain, S/o Late S. I. Husain, R/o 9/2 Akbar Khan's Chhal Mission Hospital Road, Bilaspur [Chhattisgarh]

P. R. No. 1-429/04
Presented by Shri Amrit Verma
dated 25-6-04

शपथ आयुक्त
बिलासपुर तहसील छत्त

RECEIVED COPY
25/6/04
Clerk to A G. Bilaspur

V E R S U S

RESPONDENTS

1. The State of Chhattisgarh Through the Secretary, Department of Higher Education, Mantralaya, D.K.S. Bhawan,Raipur [Chhattisgarh]

2. University Grants Commission thru' its Chairman, Bahadur Shah Zafar Marg, New Delhi 110002 [India]

(3)

004

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI, MANDAMUS PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..W.P.No.1732/04 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	D.B: HON'BLE SHRI JUSTICE A.K.PATNAIK, C.J & **HON'BLE SHRI DILIP RAOSAHEB DESHMUKH, J.** **23.09.2005** None appears for the petitioner(s). Mr. Ravindra Agrawal, P.L. has appeared for the State of Chhattisgarh. Mr. Agrawal states that in this writ petition the petitioner had challenged the provisions of Chhattisgarh Niji Kshetra Vishwavidyalaya (Sthpana Aur Viniyaman) Sansodhan Adhiniyam, 2004 by which the Chhattisgarh Niji Kshetra Vishwavidyalaya (Sthpana Aur Viniyaman) Adhiniyam, 2002 was amended. By a judgment of Supreme Court in the case of *Prof. Yashpal and others v. State of Chhattisgarh and another* reported in **2005 (5) SCC 420,** the provisions of the Chhattisgarh Niji Kshetra Vishwavidyalaya (Sthapana) Aur Viniyaman) Adhiniyam, 2002 have been declared to be ultra vires of the Constitution and therefore this writ petition has become infructuous. After considering the submission made by Mr. Ravindra Agrawal, we find that this writ petition has become infructuous and we accordingly dispose of the same. **Sd/-** **Chief Justice** **Sd/-** **Dilip Raosaheb Deshmukh** **Judge**	

(पीछे देखिये)